

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Phillip D. Purdy

Serial No.: 09/909,662

Filed: July 19, 2001

For: INTRAVASCULAR DEVICE

Group Art Unit: 3731

Examiner: Truong, Kevin Thao

Atty Docket. No.: UTSD:533USR1/MTG

OFFER TO SURRENDER ORIGINAL PATENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Commissioner:

Pursuant to 37 C.F.R § 1.178(a), Applicant offers to surrender original U.S. Patent No. 5,925,062 on which the present reissue patent application is based.

It is believed that no fee is required for this surrender. However, the Commissioner is authorized to charge any fees that have been omitted but that are required by this paper or any accompanying paper to Deposit Account No. 50-1212/UTSC:533USR1.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,

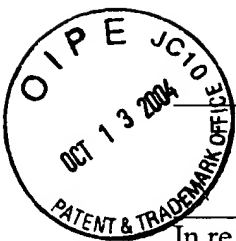
Mark T. Garrett 48,024 for

Mark T. Garrett
Reg. No. 44,699
Attorney for Applicant

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
Telephone: (512) 536-3031
Facsimile: (512) 536-4598
Date: 10-13-04

3731
JFW

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Austin, Texas 78701
Telephone: (512) 536-3031
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FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP
600 CONGRESS AVENUE, SUITE 2400
AUSTIN, TEXAS 78701-3271
WWW.FULBRIGHT.COM

MGARRETT@FULBRIGHT.COM
DIRECT DIAL: (512) 536-3031

TELEPHONE: (512) 474-5201
FACSIMILE: (512) 536-4598

October 11, 2004

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RE: SN 09/909,662 "INTRAVASCULAR DEVICE" – Phillip D. Purdy (Client Reference:
UTSMC/DAL:0533USR1)


Sir:

Please find enclosed:

1. An Amendment Correctly Presenting New Claims 47-59 in Compliance with Rule 173(b);
2. Offer to Surrender Original Patent together with the ribbon copy of U.S. Patent No. 5,925,062;
3. A Supplemental Reissue Declaration Under 37 C.F.R. § 1.175; and
4. A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

Should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSD:533USR1.

Respectfully submitted,


Mark T. Garrett
Reg. No. 44,699

MTG/jch
Encl: as noted

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FULBRIGHT & JAWORSKI

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